

1 Michelle L. Roberts, State Bar No. 239092
2 Email: mlr@ssrlawgroup.com
3 Cassie Springer-Sullivan, State Bar No. 221506
4 Email: css@ssrlawgroup.com
5 SPRINGER-SULLIVAN & ROBERTS LLP
6 410 - 12th Street, Suite 325
7 Oakland, CA 94607
8 Tel: 510.992.6130
9 Fax: 510.280.7564

10 *Attorneys for Plaintiff*

11 Gail E. Cohen (093210), gcohen@bargerwolen.com
12 Misty A. Murray (196870), mmurray@bargerwolen.com
13 BARGER & WOLEN LLP
14 633 West Fifth Street, 47th Floor
15 Los Angeles, CA 90071
16 Tel: 213.680.2800
17 Facsimile: 213.614.7399

18 *Attorneys for Defendants*

19 IN THE UNITED STATES DISTRICT COURT
20 FOR THE NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION

22 DAVID BURTON,) Case No. C 10-02533 SBA
23 Plaintiff,)
24 vs.) **STIPULATION AND [PROPOSED]**
25) **ORDER EXTENDING CASE**
26) **DEADLINES**
27)
28 PROVIDENT LIFE AND ACCIDENT)
29 INSURANCE COMPANY and THE ALLEN,)
30 MATKINS, LECK, GAMBLE, MALLORY, &)
31 NATSIS, LLP LONG-TERM DISABILITY)
32 PLAN,)
33 Defendants,)
34 _____)

35 Plaintiff David Burton and Defendants Provident Life and Accident Insurance Company
36 and The Allen, Matkins, Leck, Gamble, Mallory, & Natsis, LLP Long-Term Disability Plan
37 (collectively referred to as the "Parties") through their respective counsel stipulate as follows:

38 WHEREAS, on August 9, 2010, this Court ordered the following schedule for the initial
39 case management deadlines:

40 STIPULATION AND [PROPOSED] ORDER EXTENDING CASE DEADLINES
41 [CASE NO. C 10-02533 SBA]

1 Last day to meet and confer: 10/28/2010

2 Last day to complete initial disclosures and file Case Management Statement: 11/11/2010

3 Initial Telephonic Case Management Conference: 11/18/2010; 2:45 p.m. Plaintiff shall
4 be responsible for filing the Case Management Statement as well as for arranging the conference
5 call. All parties shall be on the line and shall call (510) 637-3559 at the above indicated date and
6 time;

7 WHEREAS, counsel for the Parties met and conferred on October 26, 2010;

8 WHEREAS, on October 18, 2010, Plaintiff filed for Chapter 7 Bankruptcy in the United
9 States Bankruptcy Court in the Central District of California, Case Number: 2:10-bk-54585-TD;

10 WHEREAS, the Bankruptcy Trustee has not yet informed Plaintiff's counsel as to
11 whether Plaintiff's claim in the present lawsuit will be exempted from the bankruptcy assets;

12 WHEREAS, the Parties believe that until the Bankruptcy Trustee decides the status of the
13 present claim, that the future deadlines should be extended;

14 WHEREAS, the Parties believe that the Bankruptcy Trustee will render a decision about
15 the status of the present claim within the next few weeks;

16 NOW, THEREFORE, it is stipulated and agreed by and between the Parties that the
17 initial case management deadlines are now as follows:

18 Last day to complete initial disclosures and file Case Management Statement: 12/2/2010

19 Initial Telephonic Case Management Conference: 12/9/2010 at __ [time to be determined
20 by the Court]. Plaintiff shall be responsible for filing the Case Management Statement as well as
21 for arranging the conference call. All parties shall be on the line and shall call (510) 637-3559 at
22 the above indicated date and time.

23
24 Dated: November 4, 2010

Respectfully submitted,

25 SPRINGER-SULLIVAN & ROBERTS LLP

26 By /s/
27 Michelle L. Roberts
28 Attorneys for Plaintiff

1 Dated: November 4, 2010

BARGER & WOLEN LLP

2 By /s/
3 Misty A. Murray
Attorneys for Defendant

4 I hereby attest that I have on file all holograph signatures for any signatures indicated by
5 a "conformed" signature (/s/) within this e-filed document.

6 By /s/
7 Michelle L. Roberts
8 Attorneys for Plaintiff

9 **IT IS HEREBY ORDERED THAT** the November 18, 2010 telephonic Case Management
10 Conference is CONTINUED to **March 2, 2011 at 3:15 p.m.** The parties shall meet and confer
11 prior to the conference and shall prepare a joint Case Management Conference Statement which
12 shall be filed no later than ten (10) days prior to the Case Management Conference that complies
13 with the Standing Order for All Judges of the Northern District of California and the Standing
14 Order of this Court. Plaintiffs shall be responsible for filing the statement as well as for
15 arranging the conference call. All parties shall be on the line and shall call (510) 637-3559 at the
16 above indicated date and time.

17
18 Date: November 15, 2010


19 Saundra B. Armstrong
20 UNITED STATES DISTRICT JUDGE